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ORDINANCE NO. 3394

AN ORDINANCE OF THE CITY OF EDMONDS, WASHINGTON, ADOPTING SECTION 20.91.030 OF THE EDMONDS COMMUNITY DEVELOPMENT CODE CONTINUANCES AS A ZONING REGULATION, AND FIXING A TIME WHEN THE SAME SHALL BECOME EFFECTIVE.

WHEREAS, in order to fully comply with state and local provisions requiring a public hearing for zoning regulations, the City Council adopted Ordinance No. 3317 on July 18, 2000, enacting Section 20.91.030 Continuances as an interim zoning regulation, and scheduling a public hearing on the same; and

WHEREAS, a public hearing on said interim measure was held on August 15, 2000; and

WHEREAS, Ordinance No. 3317 contained a sunset provision under which the interim zoning measure expired after six months; and

WHEREAS, the City Council adopted Ordinance No. 3376 as an interim zoning regulation on November 27, 2001;

WHEREAS, a need exists for a code provision authorizing a procedural continuance during the Planning Board's consideration of a particular zoning action; and

WHEREAS, the City Council has retained to itself the procedural power to review a motion for continuance; and

WHEREAS, from time to time, it may be in the public interest to continue matters for good cause shown in advance of a regularly scheduled Council meeting; and

WHEREAS, the City Council wishes to have the flexibility to delegate continuance authority to its Council President; and

WHEREAS, the City Council desires to adopt interim Section 20.91.030 of the Edmonds Community Development Code as a permanent zoning regulation; NOW, THEREFORE,

THE CITY COUNCIL OF THE CITY OF EDMONDS, WASHINGTON, DO ORDAIN AS FOLLOWS:

Section 1. Adoption of ECDC Section 20.91.030 as a Zoning Regulation.

Chapter 20.91 ECDC is hereby amended by the addition of Section 20.91.030 Continuances as a zoning regulation of the City of Edmonds to read in its entirety as follows:

20.91.030 Continuances.

When a matter is set for quasi-judicial hearing before the City Council on a closed record appeal, the applicant, appellant or any other party of record may apply for a continuance to the City Council through the Council President. The Council President may continue such matter, based upon a showing of good cause, provided, however, that in no event may a matter be continued beyond the time period set by state statute and these ordinances for action on a development permit application without the express written consent of the applicant and a waiver of the time period imposed. The Council President shall make reasonable attempts to contact all interested parties and shall not rule on an application for continuance until the applicant and appellant have been given a reasonable opportunity in light of the circumstances to respond.

Section 2. Effective Date. This ordinance, being an exercise of a power specifically delegated to the City legislative body, is not subject to referendum, and shall take effect five (5) days after passage and publication of an approved summary thereof consisting of the title.

APPROVED:

MAYOR GARY HAAKENSEN

ATTEST/AUTHENTICATED:

CITY CLERK, SANDRA S. CHASE

APPROVED AS TO FORM:
OFFICE OF THE CITY ATTORNEY:

BY _____
W. SCOTT SNYDER

FILED WITH THE CITY CLERK:	03/15/2002
PASSED BY THE CITY COUNCIL:	03/19/2002
PUBLISHED:	03/28/2002
EFFECTIVE DATE:	04/02/2002
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SUMMARY OF ORDINANCE NO. 3394
of the City of Edmonds, Washington

On the 19th day of March, 2002, the City Council of the City of Edmonds, passed Ordinance No. 3394. A summary of the content of said ordinance, consisting of the title, provides as follows:

AN ORDINANCE OF THE CITY OF EDMONDS, WASHINGTON, ADOPTING SECTION 20.91.030 OF THE EDMONDS COMMUNITY DEVELOPMENT CODE CONTINUANCES AS A PERMANENT ZONING REGULATION, AND FIXING A TIME WHEN THE SAME SHALL BECOME EFFECTIVE.

The full text of this Ordinance will be mailed upon request.

DATED this 20th day of March, 2002.

CITY CLERK, SANDRA S. CHASE